



UNITED STATES PATENT and TRADEMARK OFFICE
UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL
PROPERTY AND DIRECTOR OF THE UNITED STATES PATENT
AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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Paper Number 24524

In re application of
Fryberg et al.
Serial No. 09/040,825
Filed: March 18, 1998
For: RECORDING SHEETS FOR
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DECISION
ON PETITION

This is a decision on the petition, filed on February 22, 2002, requesting that the time for responding to the Office Action, dated August 22, 2001, be reset due to the events of September 11th and aftermath because a timely response to the action was unable to be filed prior to the November 22, 2001 deadline.

DECISION

The instant response is accepted as a petition under 37 CFR 1.181 (no fee), and is considered pursuant to MPEP 710.06 which relates to resetting the period for response due to late receipt of a PTO action. Since the maximum extendable period for reply has expired, the Office action cannot be remailed and the period for reply set in the action cannot be restarted. If a reply has not been filed within the time period, the applicant may file a petition to revive under 37 CFR 1.137(a).

The Petition is **DISMISSED**.

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